

MARLBORO COUNTY COUNCIL

MARLBORO COUNTY CONFERENCE ROOM

THURSDAY, AUGUST 12, 2004

6 PM

CHAIRMAN: KEN ALLEN
VICE CHAIRMAN: MARION WRIGHT
ADMINISTRATOR: ANNA H. CATON
COUNTY ATTORNEY: DONNIE MCDONALD

COUNCIL: JEAN MCLEAN, JEFF QUICK,
MICKEY ROGERS, X CORRIE H. PLATO,
DR. CAROLYN PRINCE, KEN ALLEN,
EDMOND BLUE, AND MARION WRIGHT

* ABSENT

CALL TO ORDER

INVOCATION

INSTALLATION OF COUNCIL MEMBER

The Honorable Mark Heath, Probate Judge performed the swearing in ceremony for Mrs. Mickey Rogers representing Council District 3.

PRESENTATIONS

Mr. Sidney Wallace, Public Works Director – tabled due to illness until September meeting.

APPROVAL OF MINUTES – JULY 8, 2004

Motion made by Mr. Jeff Quick, seconded by Mr. Marion Wright approving the minutes of July 8, 2004. Vote in favor: Edmond Blue, Jeff Quick, Marion Wright, and Ken Allen. Abstained: Mickey Rogers, Jean McLean and Dr. Carolyn Prince. Motion carried.

PUBLIC HEARING

ORDINANCE # 584 – AN ORDINANCE TO AMEND THE AGREEMENT FOR DEVELOPMENT OF MULTI-COUNTY INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN DARLINGTON COUNTY AND MARLBORO COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK SO AS TO INCLUDE ADDITIONAL PROPERTY IN MARLBORO COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATING THERETO

Mrs. Anna Caton, Administrator discussed briefly. No comments were made.

ORDINANCE # 585 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN MARLBORO COUNTY, SOUTH CAROLINA, AS LESSOR, AND J.L. ANDERSON, CO., D/B/A PALMETTO BRICK COMPANY; AND OTHER MATTERS RELATING THERETO INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES – SECOND READING.

Mrs. Anna Caton, County Administrator discussed briefly. She advised that the Fee in Lieu is an inducement tool based on millage at the time of negotiations. No comments were made.

OLD BUSINESS

ORDINANCE # 584 – AN ORDINANCE TO AMEND THE AGREEMENT FOR DEVELOPMENT OF MULTI-COUNTY INDUSTRIAL AND BUSINESS PARK BY AND BETWEEN THE DARLINGTON COUNTY AND MARLBORO COUNTY, SOUTH CAROLINA, PROVIDING FOR THE DEVELOPMENT OF A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK SO AS TO INCLUDE ADDITIONAL PROPERTY IN MARLBORO COUNTY AS PART OF THE JOINT COUNTY INDUSTRIAL PARK, AND OTHER MATTERS RELATING THERETO – THIRD READING

A motion was made by Mrs. Jean Wallace McLean, seconded by Mr. Jeff Quick approving the Third reading of Ordinance # 584 – An Ordinance to amend the agreement for Development of Multi-County Industrial and Business Park by and between the Darlington County and Marlboro County, South Carolina, providing for the development of a jointly owned and operated Industrial/Business Park so as to include additional property in Marlboro County as part of the joint County Industrial Park, and other matters relating thereto. Vote in favor. Unanimous. Motion Carried.

ORDINANCE # 585 – AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FEE IN LIEU OF TAX AGREEMENT BETWEEN MARLBORO COUNTY, SOUTH CAROLINA, AS LESSOR, AND J.L. ANDERSON CO., D/B/A PALMETTO BRICK COMPANY; AND OTHER MATTERS RELATING THERETO

INCLUDING, WITHOUT LIMITATION, PAYMENT OF A FEE IN LIEU OF TAXES. –
THIRD READING

Mr. Donnie McDonald, County Attorney discussed briefly.

A motion was made by Mr. Marion Wright, seconded by Mr. Edmond Blue approving the Third reading of Ordinance # 585 – An Ordinance authorizing the execution and delivery of a Fee in Lieu of tax agreement between Marlboro County, South Carolina, as Lessor, and J.L. Anderson Co., D/B/A Palmetto Brick Company; and other matters relating thereto including without limitation, payment of a Fee in Lieu of Taxes. Vote in Favor. Unanimous. Motion Carried.

NEW BUSINESS

ORDINANCE # 586 – AN ORDINANCE TO ESTABLISH THE MARLBORO COUNTY
PARKS AND RECREATION COMMISSION – FIRST READING

Discussed in Worksession.

Motion made by Mr. Jeff Quick, seconded by Mrs. Jean Wallace McLean approving the First reading of Ordinance # 586 – An Ordinance to establish the Marlboro County Parks and Recreation Commission. Vote in favor. Unanimous. Motion Carried.

CONSIDERATION OF REQUEST FOR RENEWAL OF INTERGOVERNMENTAL
AGREEMENT BETWEEN MARLBORO COUNTY AND EASTERN S.C. ALLIANCE WITH
AUTHORIZATION FOR THE COUNCIL CHAIR TO SIGN SAID AGREEMENT.

Motion made by Mr. Jeff Quick, seconded by Mr. Marion Wright approving the Consideration of request for renewal of intergovernmental agreement between Marlboro County and Eastern S.C. Alliance with authorization for the Council Chair to sign said agreement. Vote in favor. Unanimous. Motion Carried.

CONSIDERATION OF MEMORANDUM OF AGREEMENT FOR DETENTION OF
JUVENILES BETWEEN MARLBORO COUNTY AND S.C. DEPARTMENT OF JUVENILE
JUSTICE AND AUTHORIZING SIGNATURE THEREOF.

Mrs. Anna Caton, County Administrator discussed briefly. She explained this is the third year of the agreement and the rates remain the same - \$25.00 per day. Funds were allocated in the Detention Center Budget.

Motion made by Mrs. Jean Wallace McLean, seconded by Mr. Edmond Blue approving the Consideration of Memorandum of Agreement for Detention of Juveniles between Marlboro County and S.C. Department of Juvenile Justice and authorizing signature thereof. Vote in favor. Unanimous. Motion Carried.

PROCLAMATION TO DESIGNATE SEPTEMBER 21ST AS INDUSTRY APPRECIATION DAY IN MARLBORO COUNTY.

A motion was made by Mr. Edmond Blue, seconded by Mrs. Mickey Rogers approving the Proclamation to designate September 21st as Industry Appreciation Day in Marlboro County. Vote in favor. Unanimous. Motion Carried.

AUTHORIZATION REQUESTED TO REPLACE FUEL MANAGEMENT SYSTEM NOT TO EXCEED \$12,200 (GAS)

Mrs. Anna Caton, County Administrator discussed briefly. She explained that the system we have there has not worked for approximately seven years. We are exploring the option to repair if feasible, if not it will have to be replaced. We are looking at the electronic key system in which the keys will be limited to supervisors.

A motion was made by Mr. Marion Wright, seconded by Dr. Carolyn Prince authorizing the replacement of the fuel management system not to exceed \$12,000 (Gas). Vote in favor. Unanimous. Motion Carried.

AUTHORIZATION REQUESTED TO RENEW REVENUE CONTRACT BETWEEN S.C. DHEC AND MARLBORO COUNTY FOR VACCINES FOR PUBLIC SAFETY POSITIONS.

Mrs. Anna Caton, County Administrator discussed briefly. She explained this basically covers employees at the Detention Center and Sheriff's Department.

A motion was made by Mrs. Mickey Rogers, seconded by Mr. Jeff Quick approving authorization requested to renew Revenue Contract between S.C. DHEC and Marlboro County for vaccines for Public Safety positions. Vote in favor. Unanimous. Motion Carried.

APPROVAL OF BIDS

Airport Hangar (Painting) bids received: Hughes - \$36,070.00, Griffin - \$38,900.00, Tadlock - \$32,770.00, Medlin - \$34,896.00 and A-Z Michael Evans - \$56,145.77.

A motion was made by Mrs. Jean Wallace McLean, seconded by Mr. Edmond Blue approving awarding the Airport Hangar (Painting) bid to Tadlock for the amount of \$32,770.00. Vote in favor. Unanimous. Motion Carried.

Paint Exterior of Courthouse bids received: Tadlock - \$62,462.00 and Medlin - \$60,000.00.

A motion was made by Mrs. Jean Wallace McLean, seconded by Dr. Carolyn Prince approving awarding the Painting of the Exterior of Courthouse bid to Medlin for the amount of \$60,000.00. Vote in favor: Mr. Jeff Quick, Mrs. Jean Wallace McLean, Mr.

Marion Wright, Dr. Carolyn Prince, and Mr. Ken Allen. Abstain: Mr. Edmond Blue and Mrs. Mickey Rogers. Motion Carried.

Remove and Relocate Sundial and Time Capsule bids received: Medlin - \$6,429.00 and Tadlock's Painting - \$7,500.00.

Council recommended that the bid concerning the removal and relocation of the Sundial and Time Capsule be tabled.

A motion was made by Dr. Carolyn Prince, seconded by Mr. Jeff Quick to table the decision for the bid on the removal and relocation of the Sundial and Time Capsule. Vote in favor. Unanimous. Motion Carried.

APPOINTMENTS OF BOARDS AND COMMISSIONS

Motion made by Mr. Edmond Blue, seconded by Mr. Jeff Quick to approve the appointment of Mr. Robert Johnson to the Planning Commission Board to serve as an At Large Member for the term which will expire December 31, 2006. Vote in favor. Unanimous. Motion carried.

Motion made by Mr. Jeff Quick, seconded by Dr. Carolyn Prince to approve the appointment of Mr. Austin McCaskill to the Planning Commission Board to serve as an At Large Member for the term which will expire as of December 31, 2004. Vote in Favor. Unanimous. Motion carried.

EXECUTIVE SESSION

A motion was made by Mr. Jeff Quick, seconded by Mr. Marion Wright to enter into Executive Session to discuss a legal issue. Vote in favor. Unanimous. Motion Carried.

A motion was made by Mr. Marion Wright, seconded by Mrs. Jean Wallace McLean to re-enter into Open Session. Vote in favor. Unanimous. Motion Carried.

Mr. Ken Allen, Chairman advised that no decisions had been made and no votes had been taken.

A motion was made by Mr. Marion Wright, seconded by Mr. Jeff Quick to add an item on the Agenda for a referendum for a change in form of government. Vote in favor. Unanimous. Motion Carried.

Upon motion of Marion Wright, seconded by Jeff Quick:

IT WAS RESOLVED that the Marlboro County Council does call for a referendum to be held at the time of the general election on November 2, 2004, to allow the qualified electors of Marlboro County, South Carolina to vote to retain the Council-Administrator form of government or to change to the Council-Manager form of government with the method of electing council members remaining as single member districts, the number of council members remaining eight (8) and all other aspects of the election of Council Members and its officers remaining the same as under the Council-Administration form.

Vote in favor: Mr. Edmond Blue, Mrs. Mickey Rogers, Mr. Jeff Quick, Mr. Marion Wright, and Mr. Ken Allen. Abstain: Mrs. Jean Wallace McLean and Dr. Carolyn Prince. Motion Carried.

REPORTS

ADMINISTRATIVE/FINANCIAL REPORT – ANNA H. CATON, COUNTY ADMINISTRATOR

Mrs. Caton advised that expenditures are at 10% through the 31st of July.

Council was advised that the Audit has begun.

Council was advised that we have been working with the Department of Juvenile Justice on Program for the youth – Juvenile Employment & Enrichment Program.

Council was advised that Mrs. Caton has received some concerns from the public that the Economic Development Partnership Board does not have an Agricultural Representative on board.

Council was advised that the Planning Commission has not been having enough board members present to hold a quorum. She advised the board will hold a meeting on August 16th to consider poultry issues and mobile home issues. Mrs. Caton advised that we have been having the same problem with the Economic Development Partnership Board.

Mrs. Caton advised that the Pilot Club has contacted her with concern for the Christmas tree in front of the courthouse. They want to know whether the county plans to relocate it or what will happen and the time frame of any changes.

Mrs. Caton advised Council of the status for the website. She advised that it would be available soon and would appreciate feed back from Council members.

Page Seven – August 12, 2004

Council was advised that Mrs. Caton has received no information yet concerning the Opportunity Grant. She advised that the City of Bennettsville did not request funds for the new library. She anticipates an update on the Opportunity Grant will be available at the September Council Meeting.

Mrs. Caton advised that negotiations were complete and we should be signing the Food Service contract for the Detention Center within the next few days. She advised that ABL Management has met with Sheriff Simon and Warden, Earl Hood and they are coordinating the implementations.

Mrs. Caton advised Council the next consideration was the proposed Medical Services contract for the Detention Center. She advised that representatives for company are willing to meet with the county. She asked if Council would like the Public Safety Committee to meet with the representative and then make a recommendation at the next Council meeting or if the full Council wanted to have a worksession with the representative. Council members agreed the Public Safety Committee could meet and then make a recommendation to Council.

Mrs. Caton welcomed Mrs. Mickey Rogers to Council representing District Three.

RECOGNITION OF CITIZEN'S REQUEST

No discussion was held.

RECOGNITION OF COUNCIL MEMBERS

Mrs. Mickey Rogers thanked everyone for making her feel welcome and said she looked forward to working with them.

Mrs. Jean Wallace McLean stated that she is looking at several locations in the Wallace area for a new Convenience Center.

Dr. Carolyn Prince asked when Council needed to present each appointee's name for the Parks and Recreation Commission. She was advised that we needed all names by the third reading.

Dr. Carolyn Prince asked for the status of the part-time employees working on the Mobile Home registration issue. She was advised that the project had been completed.

Dr. Carolyn Prince reported that the "Communities that Care" project is back on track.

Dr. Carolyn Prince also reported that she had received complaints about the overgrowth at the corner of Amelia and Marshall Streets.

Mr. Ken Allen, Chairman stated that he would like Mrs. Shirley Dunsford to explain to Council the status of the Mobile Home project.

Page Eight – August 12, 2004 Minutes

Mr. Ken Allen welcomed Mrs. Mickey Rogers to Council and said we look forward to working with her. He advised her that she would be appointed to one of the committee's.

Mrs. Mickey Rogers asked about the Siren which used to be on top of the water tower – she had received many calls from concerned citizens. Mrs. Caton advised that it was no longer operable but, we would check with Emergency Preparedness to see if a siren or sirens would be an eligible expense under one of their grants.

ADJOURNMENT

There was no further discussion. The meeting was adjourned.

Minutes were adopted September 9, 2004.

Susan E. Rivers, Clerk to Council